

SM

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

Chet Smith

1:22-cv-01678
Judge Robert M. Dow, Jr
Magistrate Judge Gabriel A. Fuentes
PC3
RANDOM

(Enter above the full name
of the plaintiff or plaintiffs in
this action)

vs.

Case No: _____
(To be supplied by the Clerk of this Court)

Cook County Ill

unknown Clerk

FILED

MAR 31 2022

THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT

(Enter above the full name of ALL
defendants in this action. Do not
use "et al.")

CHECK ONE ONLY:

☒

COMPLAINT UNDER THE CIVIL RIGHTS ACT, TITLE 42 SECTION 1983
U.S. Code (state, county, or municipal defendants)

☐

COMPLAINT UNDER THE CONSTITUTION ("BIVENS" ACTION), TITLE
28 SECTION 1331 U.S. Code (federal defendants)

☐

OTHER (cite statute, if known)

**BEFORE FILLING OUT THIS COMPLAINT, PLEASE REFER TO "INSTRUCTIONS FOR
FILING." FOLLOW THESE INSTRUCTIONS CAREFULLY.**

I. Plaintiff(s):

- A. Name: Chet Smith
- B. List all aliases: _____
- C. Prisoner identification number: 20180909024
- D. Place of present confinement: C.C.J.
- E. Address: 2700 S California

(If there is more than one plaintiff, then each plaintiff must list his or her name, aliases, I.D. number, place of confinement, and current address according to the above format on a separate sheet of paper.)

II. Defendant(s):

(In A below, place the full name of the first defendant in the first blank, his or her official position in the second blank, and his or her place of employment in the third blank. Space for two additional defendants is provided in B and C.)

- A. Defendant: Cook County ILL
- Title: _____
- Place of Employment: _____
- B. Defendant: Clerk J.unknow
- Title: Clerk
- Place of Employment: Cook County IL
- C. Defendant: _____
- Title: _____
- Place of Employment: _____

(If you have more than three defendants, then all additional defendants must be listed according to the above format on a separate sheet of paper.)

III. List ALL lawsuits you (and your co-plaintiffs, if any) have filed in any state or federal court in the United States:

- A. Name of case and docket number: 1:19-CV-06816 J. Ellis
19 CV 03373 J. Lee
- B. Approximate date of filing lawsuit: 06816 OCT 19 yr 03373 May 19 yr
- C. List all plaintiffs (if you had co-plaintiffs), including any aliases: Chet Smith

- D. List all defendants: City of Chicago Cook County ILL
06816 03373

- E. Court in which the lawsuit was filed (if federal court, name the district; if state court, name the county): Federal Court
- F. Name of judge to whom case was assigned: _____

- G. Basic claim made: 4th amendmet J. Ellis
14 amendmet J. Lee
- H. Disposition of this case (for example: Was the case dismissed? Was it appealed? Is it still pending?): both pending

- I. Approximate date of disposition: Feb 10 2020 June 2019
CV 06816 CV 03373

IF YOU HAVE FILED MORE THAN ONE LAWSUIT, THEN YOU MUST DESCRIBE THE ADDITIONAL LAWSUITS ON ANOTHER PIECE OF PAPER, USING THIS SAME FORMAT. REGARDLESS OF HOW MANY CASES YOU HAVE PREVIOUSLY FILED, YOU WILL NOT BE EXCUSED FROM FILLING OUT THIS SECTION COMPLETELY, AND FAILURE TO DO SO MAY RESULT IN DISMISSAL OF YOUR CASE. CO-PLAINTIFFS MUST ALSO LIST ALL CASES THEY HAVE FILED.

IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

Defendant Cook County Indemnity

At all relevant times, all individual were employees of Cook County, a local public entity. In Ill., Public entities are directed to pay for any tort judgment for compensatory damages for which it or employees acting within the scope of their employment are liable. State's Atty immunity doesn't mean, however, that Cook County is immune from respondeat superior liability as to plaintiff State-law claims. 4th, 6th, 5/4th violations

Cell-Site-Simulator

Plaintiff has a pending matter before Hon. Judge Ellis which Chicago Police illegally deployed a cell-site-simulator Case # 1:19-CV-06816 Chicago Police turned my cell-phone into a real-time location ^{tracking} device U.S. v. Lambis 2016 WL 3870940. Harris Corporation the manufacturer of the Stingray AKA Cell-site-simulator, requires law enforcement and other (State's Atty) to sign non-disclosure agreement.

The Judge in Baskerville V State, 2018 Md. App Lexis 712
Stated that Police & State Atty that enter into these
agreements are excluded from good faith.

C.P.D. and State's Atty Conspiracy

Det. Razo 20234 & State Atty Jenkins
initiated and continued a criminal proceeding
against the Plaintiff, a absence of probable Cause.

Det. Razo & ASA Jenkins conspired amongst themselves
Sep 9 2018 at 0125 hrs. The State's Atty was involved
from the beging. Det Razo & ASA Jenkins plotted at 111th ^{Station} Police

Indictment

Det. Razo had no personal knowledge of the allege
incident and gave perjured testimony, about Photo Array &
Plaintiff ^{Location} ~~Location~~ The indictment was not signed by the members
of the grand jury this is a State Atty returned indictment
which is unlawful see Tyrone Gaither V. U.S. 413 2d 1061

Identification

Police use Photo identification ^{in order} to establish
Probable Cause to make an arrest. This is not
what happen in this Case # 18CR13813 (Plaintiff criminal)
Note plaintiff never seen Photo array in 3 1/2 yrs

Det. Razo fabricated identification he claim that he learned the Plaintiff name from doing a property search next he ran my name thru a data base which he obtained a photo of the Plaintiff, soon after ~~I~~ was put in a photo array and picked out by the allege victim. The problem with this story is public records show who the listed owner was and ^{it} wasn't the plaintiff. I never owned or had this property in my name. Thus no probable cause.

Identification came from illegal use of the cell-site-simulator, this is fruit of an illegal arrest. The State Atty is aware and should have refrain from prosecuting this case. All reports says unknow suspect. C.P.D. also made the arrest outside their Jurisdiction People v. Harrell 2012 IL App(1st) 103724 and use technology in an unconstitutional manner outside their Jurisdiction People v. Lahr 147 Ill 2d 379

Pen order (PO) 206 & 207

Pen Order 206 is not Stamp or ftd filed by the Cook County Clerk office the date signed is 8-28-18 which is forged, each signature from Judge Davis is different. The State's Atty refer to this order in response to plaintiff Quash & Suppress Motion.

Pen Order 207 is the order the phone company AT&T received, which Judge James allegelly signed 8-29-18 this order is Stamp & filed OCT 29 2018 more than 6wks after Plaintiff arrest.

(5b)

note a Cell-Site-Simulator does not apply to a penorder
see Martinez V Chicago Police Department #14CH15338
Jan. 11 2016.

Exculpatory evidence withheld

The alleged victim admit to being a heroin addict when he was arrested on gun & drugs violation. The State's Atty has withheld the toxicology report when medical records was tendered 3^{1/2} yrs ago (Still haven't obtained)

The State has plaintiff cell-phone location before & after allege crime happen yet, refuse to tender this exculpatory evidence.

Arrest Warrant

The arrest warrant is not stamped or filed with the Cook County Clerk the warrant # is hand wrote

The arrest warrant does not have an AFFidavit for arrest. How can it be an arrest warrant without AFFidavit? The arrest warrant is fraudulent.

The arrest warrant was issued 9-7-18 ten days after Pen Order by Judge Davis. Why didn't this happen all at one time. Because the paperwork is fabricated and C.P.D. found my name out after illegally using the Cell-Site-Simulator.

5c

Transcripts

No transcripts exist for Pen order 206 8-28-18, Judge Davis, Pen Order 207 8-29-18 Judge James, Probable Cause to detain 9-7-18 Judge Davis, issuance of arrest warrant 9-7-18 Judge ~~Affaro~~^{Affaro}. Note the Judge on warrant is different than Judge on Case Summary however there's no transcripts for neither.

Clerk

The Clerk failed to enter the Stat's atty response to plaintiff motion to Quash & Suppress, its been more than 45 day and this information is public record, this is an attempt to keep the disclosure of the cell-site simulator from the public. 705 ILCS 105/15 & 705 ILCS 105/16 The Clerk has also entered false information on Case Summary.

Summary

It is apparent that the State's Atty office is guilty of Conspiracy, Brady violations, undue delay in trial, Charging & prosecuting the plaintiff without probable cause, Speedy trial ^{was} ~~is~~ hindered because plaintiff could not properly prepare, which is deliberate indifference, reckless disregard for Plaintiff's ^{4th} 6th & 14th amend rights, ~~that~~ deprived the Plaintiff of due process. The State's Atty is immune however Cook County IL is not. This been Custom since Greyford era.

Note the plaintiff has 3 strikes and is paying fee's upfront however im not able to afford an attorney

Judge & State's Atty Conspiracy (5d)

In addition to the other Civil Rights violation the Plaintiff has been at C.C.J. without a bond for 3 1/2 yrs, the State's atty ask for no bond with^{out} filing a petition finding no condition of bond can assure safety; the burden of proof is upon the prosecution. The plaintiff has no violence in his background or never been to prison.

People V Gil, 2019 IL App (1st) 192419 (deny bail)

Exhibits

1. Det Razo Fabricated report on identification
2. Pen order 206 & 207 cover sheet no transcripts
3. Civil Complaint 19C6816
4. Case Summary that has no transcripts warrant issued
5. Indictment
6. Subpoena - not answered (6)
7. 3 motion for production of evidence
8. motion for evidence hearing
9. State's Atty response to information C.P.D. Purged

Note: Plaintiff has had Seven (7) State Attorney on his Case 18CR13813 Plaintiff only knows Jenkins, Carr, and Marshall names. Unknow State's Atty are guilty of withholding exculpatory evidence.

Plaintiff forgot to mention that State's Atty did not tender Det. Razo fabricated report to Criminal atty, Mr Brooks Plaintiff Civil atty informed me of these reports 2yr later ^{July} ~~Dec~~ 2020, which fall within the 2yr limitation to file 1983. Plaintiff not convicted can claim Brady violation 4th amend violation See Russo V. City of Bridgeport 479 F3d 196 (2d Cir 2007)

5e

Cook Count IL. Defendant

Cook County failed to properly train the State's Atty how to obtain an indictment. 99% percent of indictments are rubber stamped and not signed by the grand jury. This custom has deprived the Plaintiff of his Civil Rights. These are violation to the U.S. & ILL. Constitution.

V. **Relief:**

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

Compensatory & Punitive damage
injunction relief to give plaintiff a bail

VI. The plaintiff demands that the case be tried by a jury. ☒ YES ☐ NO

CERTIFICATION

By signing this Complaint, I certify that the facts stated in this Complaint are true to the best of my knowledge, information and belief. I understand that if this certification is not correct, I may be subject to sanctions by the Court.

Signed this 13 day of March, 2022

Chet Smith

(Signature of plaintiff or plaintiffs)

Chet Smith

(Print name)

20180909024

(I.D. Number)

2700 S California

Chicago IL 60608

(Address)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

CHET SMITH (2018-0909024),)	
)	
Plaintiff,)	JURY TRIAL DEMANDED
)	
v.)	No. 19 C 6816
)	
SGT. BIGGANE, et al.,)	Judge Sara L. Ellis
)	
Defendants.)	

AMENDED COMPLAINT

INTRODUCTION

1. This is a civil rights case. In summary, Plaintiff Chet Smith was walking down the street one day in 2018 with a companion when a team of Chicago police officers swooped down, detained him, interrogated his companion, confiscated his cell phone and other belongings, searched his hotel room without a proper warrant, transported him to a police station where he was handcuffed to a wall for hours and questioned, arrested him, and sent him to the Cook County Jail, where he remains to this day awaiting trial on felony charges. As set forth in more detail below, these actions by various Defendants ensued from their use of a cell site simulator device deployed without a proper court order and in contravention of Plaintiff's rights under the Fourth and Fourteenth Amendments, the Illinois constitution, and state law. Plaintiff hereby seeks redress for such actions and the harm they have caused him.

JURISDICTION AND VENUE

2. This action is brought pursuant to 42 U.S.C. § 1983, 28 U.S.C. § 2201 *et seq.*, and Illinois law to redress the Defendants' violations of Plaintiff's rights secured by the United States and Illinois Constitutions and state law.

3. This Court has jurisdiction of Plaintiff's federal claims pursuant to 28 U.S.C. § 1331 and § 1334 and supplemental jurisdiction of Plaintiff's state law claims pursuant to 28 U.S.C. § 1367.

4. Venue is proper under 28 U.S.C. § 1391(b). Plaintiff is located in this judicial district, Defendants reside in this judicial district, and the events and omissions giving rise to Plaintiff's claims occurred within this judicial district.

PARTIES

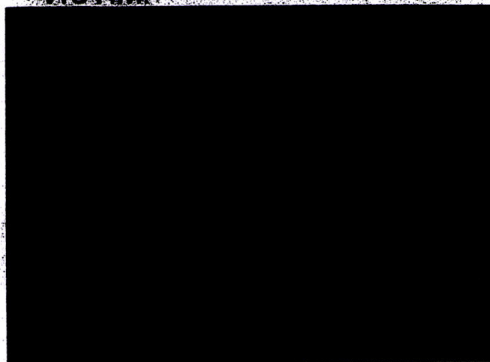
5. Plaintiff Chet Smith is currently an inmate in the Cook County Jail. Prior to and at the time of the events precipitating this complaint, Plaintiff was a resident of Chicago, Illinois.

6. Defendant Joseph Biggane is a sergeant in the Chicago Police Department, badge # 2365, and a resident of Chicago, Illinois. At all times relevant to this Complaint, Sgt. Biggane acted under color of state law as a police officer of the City of Chicago and in the course and within the scope of his employment. Defendant Biggane is sued in his individual capacity for his direct participation in, supervisory liability for, and failure to intervene to prevent the unlawful searches and seizures and other wrongful actions alleged in this Complaint.

7. Defendant Victor Razo is a detective in the Chicago Police Department, badge # 20234, and a resident of Chicago, Illinois. At all times relevant to this Complaint, Det. Razo acted under color of state law as a police officer of the City of Chicago and in the course and within the scope of his employment. Defendant Razo is sued in his individual capacity for his direct participation in, and failure to intervene to prevent the unlawful searches and seizures and other wrongful actions alleged in this Complaint.

8. Defendant Robert Caulfield is an officer in the Chicago Police Department, badge # 11321, and a resident of Chicago, Illinois. At all times relevant to this Complaint, Officer

VICTIM:



1 of 3

WANTED:

SMITH, Chet E
M/1/43 D.O.B. 04-JUN-75
9641 S. Chappel Ave.
708-800-8163
IR#1069202
SID#33658920
FBI#846576VA4

PERSONNEL ASSIGNED:

Detective Razo#20234

all reports says unknow
suspect C.P.D. didn't have
warrant just Ph number
C.P.D. built case while I
was in station no way they
had arrest warrant if they
got name from property that
I didn't own my attorney
Mr. Brooks has proof of
home owner at that time til
present,

INVESTIGATION:

THIS REPORT SHOULD BE READ IN CONJUNCTION WITH ANY PREVIOUS, AS WELL AS ANY SUCCEEDING, SUBMITTED REPORTS. ALL INTERVIEWS ARE TRANSCRIBED IN SUMMARY AND NOT VERBATIM.

INVESTIGATION:

On 21 AUG 18, Detective Razo#20234 was assigned to investigate the an Aggravated Battery with a handgun reported under RD#JB402270 in which [REDACTED] was the listed victim.

On the date of the original incident, 21 AUG 18, R/D spoke with [REDACTED] who related that he knew the person who shot him. [REDACTED] related that he only knew the offender by the nickname "Face." [REDACTED] gave a very detailed description of "Face" and stated "Face" lived at 9641 S. Chappel. [REDACTED] related that he has known face for approximately 7-8 years. [REDACTED] related that he wished to pursue criminal charges against "Face" and assist in R/D's investigation in identifying "Face."

* R/D conducted an Accurant search of the address 9641 S. Chappel in Chicago IL. R/D learned that the listed owner of the residence located at 9641 S. Chappel was Chet E. SMITH. R/D conducted an I-Clear search of the name Chet SMITH and located Chet Smith with an IR number of IR#1069202. R/D noticed several similar demographics which [REDACTED] used to describe "Face" with the exception of the hair. R/D additionally noticed the I-Clear photo in the police database was taken back in 2011.

R/D conducted an additional search of Chet E. SMITH in Leads 2000 and discovered a more recent

Fabricated

photo of SMITH which accurately matched the description of "Face" provided to R/D by [REDACTED]

R/D composed a photo array which included the recent photo of SMITH IR#1069202.

R/D tendered the photo array to Detective RASCHKE#21314 to present to [REDACTED] as an independent administrator.

On 27 AUG 18, R/D arranged for [REDACTED] to view a photo array at [REDACTED] residence located at [REDACTED]. Det RASCHKE presented the photo array to [REDACTED] and [REDACTED] positively identified Chet SMITH IR#1069202 as the person who shot him.

R/D was additionally informed by [REDACTED] that he received threatening text messages and voicemails from Chet SMITH

This investigation continues:

REPORT OF:

Detective Razo#20234

Area South Violent Crimes

My rap sheet show my last arrest was 2011
for headlight the most recent photo was 9-8-18 when
C.P.D. illegally arrest me all of this photo array info is
untrue & fabricated.

Fabricated

After a review of the facts of the case, R/D presented the case to the State's Attorney's office seeking felony charges. ASA Jenkins came to Area South Detective Division to review all the paperwork and video associated with the arrest, and to speak with [REDACTED] ASA Jenkins approved felony charges for (1) count of Aggravated Battery/Discharge Firearm 720 ILCS 5.0/12-3.05-E-1 on 09 SEO 2018 at 0125 hours. Based upon the facts reported above, reporting detective requests that this case be classified CLEARED/CLOSED by ARREST and PROSECUTION.

REPORT OF: Detective V. Razo# 20234
Area South Violent Crimes

State's Attorney conspired with
Det. Razo its no probable cause its all
fabricated! The State's Atty &
Det. Razo was aware of my cell phone
location & still to this day has withheld
this information. 3 1/2 yrs


G.J. NO. 2442
GENERAL NO. 18CR-13813

CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT
CRIMINAL DIVISION
SEPTEMBER 2018

The People of the State of
Illinois
v.

Chet Smith

INDICTMENT FOR
ATTEMPT FIRST DEGREE MURDER

 TRUE BILL

Foreman of the Grand Jury

WITNESS

Detective Victor Razo #20234

Filed _____, 20____
Bail \$ _____, Clerk

18 CR 13 9/12/20

CRIMINAL DIVISION
CASE SUMMARY
CASE NO. 18110617001

People of the State of Illinois vs. CHET SMITH

§
§
§
§
§
§
§
§

Location: **Criminal Division**
 Judicial Officer: **Martin, LeRoy K, Jr.**
 Filed on: **09/07/2018**
 Central Booking: **019685578**
 Number/Document Control Number:
 FBI Number: **846576VA4**
 IR Number: **1069202**
 SID/IBI: **33658920**

CASE INFORMATION

Offense
 Jurisdiction: **Chicago Police Department**
 001. AGGRAVATED BATTERY
 Statute: 720-5/12-3.05- E-1
 Deg: CF
 Date: 01/01/1900
 Case Type: **Municipal**
 Case Status: **10/05/2018 Case Disposed**
 DCN: 019685578 Sequence: 001
 Arrest: IL0CPD000 - Chicago Police Department

Statistical Closures
 10/05/2018 Disposed

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number: 18110617001
 Court: Criminal Division
 Date Assigned: 09/07/2018
 Judicial Officer: Martin, LeRoy K, Jr.

PARTY INFORMATION

Defendant SMITH, CHET
Plaintiff OF ILLINOIS, PEOPLE OF THE STATE

DATE

EVENTS & ORDERS OF THE COURT

INDEX

09/07/2018 **Continued to (9:00 AM)**
 Events: 09/07/2018 Probable Cause To Detain
 ROOM: BRANCH 1 RM 100 2600 S. CALIFORNIA AVE.
 CDATE: 09/07/2018
 C: 09:00 AM - 1

09/07/2018 **Bond Setting**
 Judicial Order - No Bail

✓ 09/07/2018 **Probable Cause To Detain (Judicial Officer: Davis, Adrienne E)**
 ROOM: BRANCH 1 RM 100
 JDGE: 2193
 CDATE: 09/07/2018
 C: 09:00 AM - 1
 ROOM: BRANCH 1 RM 100

✓ 09/07/2018 **No Bail (Judicial Officer: Araujo, Mauricio)**
 ROOM: BRANCH 1 RM 100
 JDGE: 1995

✓ 09/07/2018 **Warrant Ordered, Warrant Issued (Judicial Officer: Araujo, Mauricio)**
 ROOM: BRANCH 1 RM 100
 JDGE: 1995





Judge on warrant

NO transcripts

NO transcripts

NO transcripts

CRIMINAL DIVISION
CASE SUMMARY
CASE NO. 18110617001

09/07/2018	Warrant Returnable To Branch (Judicial Officer: Araujo, Mauricio) ROOM: BRANCH 1 RM 100 JDGE: 1995 ROOM: BRANCH 98 RM 101
09/07/2018	Warrant Sent To Police Agency ROOM: MUNICIPAL DISTRICT 1
09/09/2018	Bond Setting Judicial Order - No Bail
09/09/2018	Warrant Returned, Executed, Filed (Judicial Officer: Clancy, Michael R.) ROOM: BRANCH 1 RM 100 JDGE: 2058
09/09/2018	No Bail (Judicial Officer: Clancy, Michael R.) ROOM: BRANCH 1 RM 100 JDGE: 2058
09/09/2018	Motion State - Continuance (Judicial Officer: Clancy, Michael R.) ROOM: BRANCH 1 RM 100 JDGE: 2058 CDATE: 09/10/2018 C: 11:30 AM - E ROOM: BRANCH 98 RM 101
09/09/2018	Defendant Demand For Trial (Judicial Officer: Clancy, Michael R.) ROOM: BRANCH 1 RM 100 JDGE: 2058
09/09/2018	Recall/Execute Sent To Police Agency ROOM: MUNICIPAL DISTRICT 1
09/10/2018	Motion State (11:30 AM) Events: 09/09/2018 Motion State - Continuance ROOM: BRANCH 98 RM 101 2600 S. CALIFORNIA CDATE: 09/10/2018 C: 11:30 AM - E
09/10/2018	 Bond To Stand (Judicial Officer: Atcherson, Sophia) ROOM: BRANCH 98 RM 101 JDGE: 2150
09/10/2018	 Motion State - Continuance (Judicial Officer: Atcherson, Sophia) ROOM: BRANCH 98 RM 101 JDGE: 2150 CDATE: 09/14/2018 C: 09:00 AM - 1 ROOM: BRANCH 38 RM 1
09/14/2018	Motion State (9:00 AM) Events: 09/10/2018 Motion State - Continuance ROOM: BRANCH 38 RM 1 737 E. 111TH ST. CDATE: 09/14/2018 C: 09:00 AM - 1
09/14/2018	 Appearance Filed (Judicial Officer: Richardson, Travis) ROOM: BRANCH 38 RM 1 JDGE: 2189
09/14/2018	 Defendant Demand For Trial (Judicial Officer: Richardson, Travis) ROOM: BRANCH 38 RM 1

STATE OF ILLINOIS)
COUNTY OF COOK)

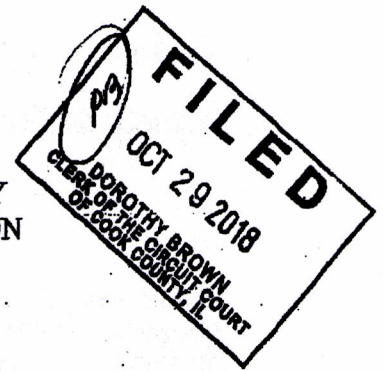
SS

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CRIMINAL DIVISION

IN THE MATTER OF THE)
APPLICATION OF THE PEOPLE)
OF THE STATE OF ILLINOIS)
FOR AN ORDER AUTHORIZING)
THE INSTALLATION AND USE)
OF A PEN REGISTER AND)
CALLER IDENTIFICATION)
TRAP AND TRACE DEVICE)

NO.: 2018 PR 207

6 wks
after
arrest



IMPOUNDING ORDER

THIS MATTER having come before the Court pursuant to an Application under 725 ILCS 168/10 and 725 ILCS 137/10 and the Court having issued the said Order;

IT IS HEREBY FURTHER ORDERED that the original Application, Affidavit, and Orders, which I have placed in an envelope and signed and sealed, are to be impounded and held in the custody of the Clerk of the Circuit Court until otherwise ordered by the Court.

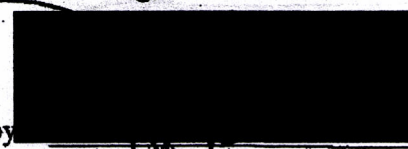
Date: _____



Judge of the Circuit Court of Cook County

Time: _____

8-29-18 9:45 am

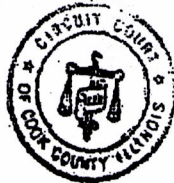


Received by _____

Clerk of the Circuit Court

Date: _____

Time: 2:51 p.m.



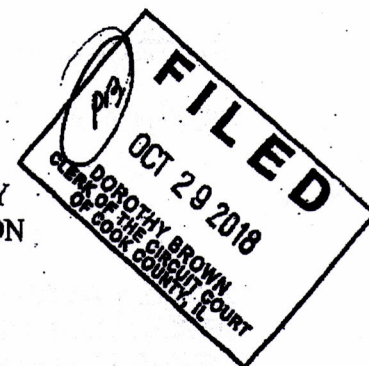
By [Signature]

NO transcripts

STATE OF ILLINOIS)

SS

COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CRIMINAL DIVISION

IN THE MATTER OF THE)
 APPLICATION OF THE PEOPLE)
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Date: _____



Judge of the Circuit Court of Cook County

Time: _____

8-29-18 9:45 am

Received by: _____

Clerk of the Circuit Court

Date: _____

Time: 2:51 p.m.



STATE OF ILLINOIS)
) SS
 COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY
 COUNTY DEPARTMENT, CRIMINAL DIVISION

IN THE MATTER OF THE)
 APPLICATION OF THE PEOPLE)
 OF THE STATE OF ILLINOIS) PEN REGISTER
 FOR AN ORDER AUTHORIZING) NUMBER: 2018 PR 206
 THE INSTALLATION AND USE)
 OF A PEN REGISTER AND)
 CALLER IDENTIFICATION)
 TRAP AND TRACE DEVICE)

ORDER TO SERVICE PROVIDER

THIS MATTER having come before the Court pursuant to an application under Title 18 of the United States Code, Sections 2703 (d), 3122, 3123, 3124, and pursuant to 725 ILCS 168/10 and 725 ILCS 137/10 of the Illinois Compiled Statutes, by **Officer Robert Caulfield Star #11321**, a State investigative or law enforcement officer, which application requests an Order under Title 18, United States Code, Section 3123, authorizing the installation and use of a pen register and caller identification trap and trace device, on telephone number **708-800-8163**, hereinafter **Target Phone**, more fully described as:

Cellular telephone bearing number **708-800-8163** ("Target Phone"), operated on the network of service provider **AT&T**, subscribed to **Chet Smith** at address **2343 E. 73rd st Chicago, IL** with IMSI Number \ and UFMI Number \ (push to talk) ESN Number \.

The court finds that the applicant has certified that the information likely to be obtained by such installation and use is relevant to an ongoing criminal investigation of **Smith, Chet** and any others yet unknown and that the records concerning electronic communication service listed below are also relevant to this ongoing criminal investigation. The Court finds the Application and Affidavit demonstrate probable cause that the Targets of the investigation are using

No transcripts

Motion 1

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT - CRIMINAL DIVISION

1 of 1

PEOPLE OF THE STATE OF ILLINOIS)
)
)
 vs.) 18 CR 13813
)
)
 CHET SMITH,)
)
)
 Defendant.)

MOTION FOR PRODUCTION OF EVIDENCE

COMES NOW the Defendant, CHET SMITH, by and through her attorney, ROBERT A. WILLIS, and moves this Court to enter an Order upon the prosecution to produce the following evidence/information, which is necessary for the proper preparation and presentation of the defense of this case:

1. A copy of arrest warrant #CW00563789.
2. A copy of any phone ping records which track how the Chicago Police Department located and arrested Chet Smith on September 8, 2019.
3. A copy of any police reports which set forth any technology used by the Chicago Police Department to located and arrest Chet Smith on September 8m 2019.

Respectfully submitted,

Attorney for Defendant

Motion 2

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT - CRIMINAL DIVISION

1 of 2

PEOPLE OF THE STATE OF ILLINOIS)
)
 vs.) 18 CR 13813
)
CHET SMITH,)
)
 Defendant.)

MOTION FOR PRODUCTION OF EVIDENCE

COMES NOW the Defendant, CHET SMITH, by and through her attorney, ROBERT A. WILLIS, and moves this Court to enter an Order upon the prosecution to produce the following evidence/information, which is necessary for the proper preparation and presentation of the defense of this case:

1. Copies of any and all reports, notes, memorandums and/or communications of any kind setting forth the telephone surveillance information utilized by Chicago Police officer including, but not limited to, D.J. Duszak (#10658) and B.R. Scaduto (#14620), utilized to locate and arrest defendant on September 8, 2018.

2. Any and all reports and/or notes prepared by officers Duszak (#10658) and Scaduto (#14620) filed under Event Number 10270 and GID FILE Number 193-18-573.

3. Any and all reports, notes and memos in the possession of the Chicago Police Department setting forth

all electronic and telephone tracking systems utilized to locate and arrest defendant on September 8, 2018.

4. Copies of any and all historical cell site information relating to this case.

Respectfully submitted,

Attorney for Defendant

ROBERT A. WILLIS
Attorney for Defendant
8525 S. Stony Island Ave.
Chicago, Illinois 60617
(773) 783-3200
Atty. Code #54698

motion 3

1 of 2

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT - CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS)
)
 vs.) 18 CR 13813
)
 CHET SMITH,)
)
 Defendant.)

MOTION FOR PRODUCTION OF EVIDENCE

COMES NOW the Defendant, CHET SMITH, by and through her attorney, ROBERT A. WILLIS, and moves this Court to enter an Order upon the prosecution to produce the following evidence/information, which is necessary for the proper preparation and presentation of the defense of this case:

1. Copies of any and all reports, notes, memorandums and/or communications of any kind setting forth the telephone surveillance technology utilized by Chicago Police officers including, but not limited to, D.J. Duszak (#10658) and B.R. Scaduto (#14620), to locate and arrest defendant on September 8, 2018.
2. Any and all reports and/or notes prepared by officers Duszak (#10658) and Scaduto (#14620) filed under Event Number 10270 and GID FILE Number 193-18-573.
3. Any and all reports, notes and memos in the possession of the Chicago Police Department setting forth

any and all electronic and telephone tracking systems utilized to locate and arrest defendant on September 8, 2018.

4. Copies of any and all historical cell site information relating to this case.

5. Copies of "call detail records in the possession of the Chicago Police Department relating to Defendant in August/September, 2018.

6. A definitive statement from the Chicago Police Department whether any cell site simulators were utilized in the Defendant's arrest and, if so, are they known as "stingrays", trigger fish and/or IMSI catchers.

7. Defendant has previously filed similar motions (in September, 2019 and March, 2020) seeking production of the information sought in the instant motion.

8. To date, Defendant has not received a definitive response.

9. Defense counsel needs the requested information in order to properly and appropriately represent Mr. Smith in this case.

Respectfully submitted,

Attorney for Defendant

1 of 3

PEOPLE OF ILLINOIS)
) SS
COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CRIMINAL DIVISION

PEOPLE OF THE PEOPLE OF ILLINOIS,)
Plaintiff,)
)
VS.) NO. 18CR1381301
)
CHET SMITH,)
Defendant.)

PEOPLE'S RESPONSE TO DEFENDANT'S
MOTION FOR PRODUCTION OF EVIDENCE

NOW COME the People of the People of Illinois, by their attorneys, the People's Attorney of Cook County, Kimberly M. Foxx, through her assistant, April K. Carr, Assistant People's Attorney, and respectfully request that this Honorable Court find that the People have complied with defendant's request for the production for evidence. In support thereof, the People as follows:

1. Copies of any and all reports, notes, memorandums, and/or communications of any kind setting for the telephone surveillance technology utilized by Chicago Police officers including, but not limited to, D.J. Duszak (#10658) and B.R. Scaduto (#14620), to locate and arrest defendant on September 8, 2018. **previously tendered by the People on 10/16/18, 11/15/18, 10/25/18**
2. Any and all reports and/or notes prepared by officers Duszak (#14620) filed under event number 10270 and GID FILE 10270. **Discovery was previously tendered by the People on 10/16/18 and 11/15/18.**

was
made
2020


3. Any and all reports, notes and memos in the possession of the Chicago Police Department setting forth any and all electronic and telephone tracking systems utilized to locate and arrest defendant on September 8, 2018. – **Discovery was previously tendered by the People on 10/29/19 and 5/27/21**
4. Copies of any and all historical cell site information relating to this case. – **On December 2, 2020, the People sent two separate subpoenas requesting electronic communications sent to Chicago Police Officer Robert Caulfield #11321 in response to the request for historical cell site information (“pings”). As of May 27, 2021, the subpoena request was transferred to Unit 125 of the Chicago Police Department Records Division and the People are currently awaiting a response. Upon receipt of the requested material, the People will tender discovery.**
5. Copies of “call detail records in the possession of the Chicago Police Department relating to Defendant in August/September 2018. – **On December 2, 2020, the People sent two separate subpoenas requesting electronic communications sent to Chicago Police Officer Robert Caulfield #11321 in response to the request for historical cell site information (“pings”). As of May 27, 2021, the subpoena request was transferred to Unit 125 of the Chicago Police Department Records Division and the People are currently awaiting a response. Upon receipt of the requested material, the People will tender discovery.**
6. A definitive statement from the Chicago Police Department whether any cell site simulators were utilized in the Defendant’s arrest and, if so, are the known as “stingrays,” trigger fish and/or IMSI catchers. – **Discovery was previously tendered by the People on 10/29/19 and 5/27/21.**

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7. The People have and will continue to comply with their discovery requirements.
8. If defendant seeks additional material from the Chicago Police Department, defendant has his own subpoena power. He has every right to obtain information or interview witnesses to properly prepare a defense. Taylor v. Illinois, 484 U.S. 400, 407 (1988).

WHEREFORE, the People of the People of Illinois respectfully request that this Honorable Court find the People have complied with defendant's request for the production for evidence

Respectfully submitted,



April K. Carr
Assistant People's Attorney

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT - CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS)
 Plaintiff-Respondent,)
)
 vs.) 18 CR 13813
)
CHET SMITH,)
)
 Defendant.)

**DEFENDANT'S MOTION REQUESTING AN EVIDENTIARY HEARING
REGARDING CHICAGO POLICE OFFICER ROBERT CAULFIELD'S RESPONSE
TO THE OFFICE OF THE COOK COUNTY STATE'S ATTORNEY PERTAINING
TO CRITICAL INFORMATION/EVIDENCE WHICH WAS SUBPEONAED**

COMES NOW the Defendant, CHET SMITH by and through his attorney ROBERT A. WILLIS and moves this Court to enter an Order granting an evidentiary hearing regarding the response by Chicago Police Officer Robert Caulfield to a subpoena issued to him by the Office of the Cook County State's Attorney pertaining to potentially critical information/evidence in the case at bar. In support of this motion Defendant states:

1. Defendant has previously filed a motion seeking the production of all electronic and telephone tracking systems utilized to locate and arrest Defendant in this case.

2. In response to Defendant's motion, the Office of Cook County State's Attorney issued two (2) subpoenas to the Chicago Police Department seeking said information/evidence. (See Exhibit 'A')

3. Assistant State's Attorney April Carr has notified defense counsel that officer Robert Caulfield has indicated to her that he is unable to obtain the requested information/evidence because it is no longer available. (See Exhibit 'B')

4. Defendant is requesting of this Honorable court to grant an evidentiary hearing in order that officer Caulfield be questioned as to the totality of his efforts to obtain said information/evidence, who he spoke with, what he was informed of, and whether he has any documents confirming his representations to ASA Carr.

5. Given the nature of the information/evidence sought, it is important to have a record of what was and what was not done in seeking to obtain the requested information.

WHEREFORE, for the foregoing and above stated reasons, Mr. Smith respectfully prays of this Honorable Court to vacate the previous no bond order and to set a reasonable bond in this case.

J 1 of 3

STATE OF ILLINOIS)
)
COUNTY OF COOK) SS

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS,)
 Plaintiff,)
)
VS.)
)
CHET SMITH,)
 Defendant.)

NO. 18CR1381301

**PEOPLE'S RESPONSE TO DEFENDANT'S REQUEST
FOR AN EVIDENTIARY HEARING**

NOW COME the People of the State of Illinois, by their attorneys, the State's Attorney of Cook County, Kimberly M. Foxx, through her assistant, April K. Carr, Assistant State's Attorney, and respectfully request that this Honorable Court deny defendant's motion requesting an evidentiary hearing. In support thereof, the People state as follows:

Defendant requests an evidentiary hearing regarding the response by a Chicago Police Officer to a subpoena issued by the Cook County State's Attorney's Office. Specifically, defendant wants to question Officer Robert Caulfield as to what efforts were made to obtain requested information. (Def. Mtn. 2). His request is improper. Defendant is not entitled to an evidentiary hearing.

It bears noting that defendant does not provide any authority for his request. Defendant's motion is void of any legal support. Defendant does not cite a statute or article of the Illinois or U.S. Constitution, an Illinois Rule of Evidence, an Illinois Supreme Court Rule, or provide this Court with any caselaw to support his request for an evidentiary hearing. To be clear, the reason defendant does not provide this court with caselaw is because none exists to support his position.

The caselaw concerning an evidentiary hearing in which the court assesses the credibility of witnesses, the weight to be given to their testimony, and what evidence is to be considered falls within the purview of the Post-Conviction Act. People v. Velasco, 2018 IL App (1st) 161683, ¶ 118; People v. Carter, 2013 IL App (2d) 110703, ¶ 74. At a third-stage evidentiary hearing, the court serves “as the fact finder, and, therefore, it is the court's function to determine witness credibility, decide the weight to be given testimony, and resolve any evidentiary conflicts.” People v. Domagala, 2013 IL 113688, ¶ 34. See also People v English, 2013 il 112890, ¶ 23; People v. Chatman, 357 Ill. App. 3d 695, 704, (1st Dist. 2005); People v. Williams, 193 Ill.2d 306, 338, (2000). People v. Dopson, 2011 IL App (4th) 100014, ¶ 19. This case does not involve a post-conviction; the case is currently in a pre-trial posture. The Act is not applicable, and as such, an evidentiary hearing is not proper.

Further, under the guise of an evidentiary hearing, defendant asks this court to allow defendant to question Officer Caulfield “as to the totality of his efforts to obtain said information/evidence, who he spoke with, what he was informed of, and whether he has any documents confirming his representations” to the prosecutor. (Def. Mtn 2). In other words, defendant asks this court to permit him to interview Officer Caulfield under oath. An evidentiary hearing is not an investigatory tool thru which defendant may interview witnesses. Defendant has his own subpoena power; he has every right to attempt to interview any witness to properly prepare a defense. Taylor v. Illinois, 484 U.S. 400, 407 (1988). An evidentiary hearing is not the proper procedure.

Additionally, in those rare cases where an evidentiary hearing is conducted, it is often done to preserve the testimony of an unavailable witness. See Ill. R. EVID. 804. Here, there is no

indication from defendant's motion that Officer Caulfield will not be available for trial. As such, an evidentiary hearing is not warranted.

Finally, defendant requests an evidentiary hearing so that the court will revisit defendant's current bond status. (Def. Mtn. 3). This remedy is wholly inappropriate. An evidentiary hearing and a bond hearing are separate and apart and should not be conflated. The means by which to address defendant's bond is not an evidentiary hearing.

WHEREFORE, the People of the State of Illinois respectfully request that this Honorable Court deny defendant's motion requesting an evidentiary hearing.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'April Carr', is written over a horizontal line.

April K. Carr
Assistant State's Attorney

0300

(Rev. 8/8/11) CCCR 0066 A

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

THE PEOPLE OF THE STATE OF ILLINOIS

v.

No. 18 CR 13813

CHET SMITH

SUBPOENA - SUBPOENA DUCES TECUM

The People of the State of Illinois to all Peace Officers in the State - GREETING:

WE COMMAND THAT YOU SUMMON B.R. SCADUTO (#14620)

to appear to testify before the Honorable Judge Maria Kuriakos Ciesil
 on October 20, 2021 in Room 206, Circuit Court, 2650 S. California
Avenue, Chicago, Illinois, at 1:00 p.m m.

YOU ARE COMMANDED ALSO to bring the following:

in your possession or control.

YOUR FAILURE TO APPEAR IN RESPONSE TO THIS SUBPOENA WILL SUBJECT YOU TO PUNISHMENT FOR CONTEMPT OF THIS COURT.

Atty. No.: 54698Name: ROBERT A. WILLISAtty. for: DefendantAddress: 8525 S. Stony Island Ave.City/State/Zip: Chicago, IL 60617Telephone: (773) 783-3200

Issued by:



Signature

☒ Attorney☐ Clerk of CourtDate: October 13, 2021

NON-APPLICABLE - Strike out Title which does not apply - Subpoena or Subpoena Duces Tecum.

(OVER)

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

0300

(Rev. 8/8/11) CCCR 0066 A

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

THE PEOPLE OF THE STATE OF ILLINOIS

v.

CHET SMITH

No. 18 CR 13813

~~SUBPOENA~~ - SUBPOENA DUCES TECUM

The People of the State of Illinois to all Peace Officers in the State - GREETING:

WE COMMAND THAT YOU SUMMON Keeper of Records - Chicago Police Department

to appear to testify before the Honorable Judge Erica Reddick
 on March 3, 2020 in Room 206, Circuit Court, 2650 South
 California Ave., Chicago, Illinois, at 9:00 a.m.

YOU ARE COMMANDED ALSO to bring the following:

Any and all reports, notes and memorandums filed by officers Duszak (#10658) and Scaduto (#14650) relating to the arrest of Chet Smith on September 8, 2018.

See: R.D. #JB-402270

Event # 10270

GID File Number 193-18-573; BOC-GID squad 6556

in your possession or control.

YOUR FAILURE TO APPEAR IN RESPONSE TO THIS SUBPOENA WILL SUBJECT YOU TO PUNISHMENT FOR CONTEMPT OF THIS COURT.

Atty. No.: 54698

Name: ROBERT A. WILLIS

Atty. for: Defendant

Address: 8525 S. Stony Island Ave.

City/State/Zip: Chicago, IL 60617

Telephone: (773) 783-3200

Issued by:

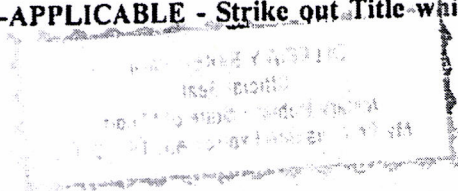
Robert A. Willis

Signature

☒ Attorney☐ Clerk of Court

Date: February 26, 2020

NON-APPLICABLE - Strike out Title which does not apply - Subpoena or Subpoena Duces Tecum.



(OVER)

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

0300

(Rev. 8/8/11) CCCR 0066 A

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

THE PEOPLE OF THE STATE OF ILLINOIS

v.

CHET SMITH

No. 18 CR 13813

~~SUBPOENA~~ - SUBPOENA DUCES TECUM

The People of the State of Illinois to all Peace Officers in the State - GREETING:

WE COMMAND THAT YOU SUMMON Keeper of Records - Chicago Police Department

to appear to testify before the Honorable Judge Presiding
 on August 9, 2021 in Room 206, Circuit Court, 2650 South
California Ave., Chicago, Illinois, at 9:00 a m.

YOU ARE COMMANDED ALSO to bring the following:

Any and all reports, notes and memos which identify the cell site simulators (i.e., stingrays, trigger fish and/or IMSI Catchers) utilized in this case to locate and arrest of Chet Smith on September 8, 2018.

See: R.D. #JB-402270

Event # 1823302840

GID File Number 193-18-573; Incident# 10270, BOC-GID squad 6556

in your possession or control.

YOUR FAILURE TO APPEAR IN RESPONSE TO THIS SUBPOENA WILL SUBJECT YOU TO PUNISHMENT FOR CONTEMPT OF THIS COURT.

Atty. No.: 54698Name: ROBERT A. WILLISAtty. for: DefendantAddress: 8525 S. Stony Island Ave.City/State/Zip: Chicago, IL 60617Telephone: (773) 783-3200Issued by: Robert A. Willis

Signature

☒ Attorney☐ Clerk of CourtDate: July 27, 2021

NON-APPLICABLE - Strike out Title which does not apply - Subpoena or Subpoena Duces Tecum.

(OVER)

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

0300

(Rev. 8/8/11) CCCR 0066 A

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

THE PEOPLE OF THE STATE OF ILLINOIS

v.

CHET SMITH

No. 18 CR 13813

~~SUBPOENA~~ SUBPOENA DUCES TECUM

The People of the State of Illinois to all Peace Officers in the State - GREETING:

WE COMMAND THAT YOU SUMMON Keeper of Records - Chicago Police Department

to appear to testify before the Honorable Judge Presding
 on August 9, 2021 in Room 206, Circuit Court, 2650 South
California Ave., Chicago, Illinois, at 9:00 a m.

YOU ARE COMMANDED ALSO to bring the following:

Any and all reports, notes and memos in the possession of the CPD setting forth any and all electronic and telephone tracking systems as well as historical cell site information relating to the arrest of Chet Smith on September 8, 2018.
 See: R.D. #JB-402270 Event # 1823302840, C.B.#19700193

in your possession or control.

YOUR FAILURE TO APPEAR IN RESPONSE TO THIS SUBPOENA WILL SUBJECT YOU TO PUNISHMENT FOR CONTEMPT OF THIS COURT.

Atty. No.: 54698Name: ROBERT A. WILLISAtty. for: DefendantAddress: 8525 S. Stony Island Ave.City/State/Zip: Chicago, IL 60617Telephone: (773) 783-3200Issued by: Robert A. Willis

Signature

☒ Attorney☐ Clerk of CourtDate: July 27, 2021

NON-APPLICABLE - Strike out Title which does not apply - Subpoena or Subpoena Duces Tecum.

(OVER)

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

5

0300

(Rev. 8/8/11) CCCR 0066 A

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

THE PEOPLE OF THE STATE OF ILLINOIS

v.

CHET SMITH

No. 18 CR 13813

~~SUBPOENA~~- SUBPOENA DUCES TECUM

The People of the State of Illinois to all Peace Officers in the State - GREETING:

WE COMMAND THAT YOU SUMMON Keeper of Records - Chicago Police Department

to appear to testify before the Honorable Judge Presiding
 on August 9, 2021 in Room 206, Circuit Court, 2650 South
 California Ave., Chicago, Illinois, at 9:00 a.m.

YOU ARE COMMANDED ALSO to bring the following:

Any and all reports, notes and memorandums filed by CPD officers Duszak (#10658) and Scaduto (#14650) and any other officer from the BOC-GID squad 6556 relating to the telephone surveillance technology utilized to arrest of Chet Smith on September 8, 2018.

See: R.D. #JB-402270, Event # 10270, Beat#65561

GID File Number 193-18-573; BOG-GID squad 6556

in your possession or control.

YOUR FAILURE TO APPEAR IN RESPONSE TO THIS SUBPOENA WILL SUBJECT YOU TO PUNISHMENT FOR CONTEMPT OF THIS COURT.

Atty. No.: 54698

Name: ROBERT A. WILLIS

Atty. for: Defendant

Address: 8525 S. Stony Island Ave.

City/State/Zip: Chicago, IL 60617

Telephone: (773) 783-3200

Issued by:

Robert A. Willis

Signature

☒ Attorney☐ Clerk of Court

Date: July 27

, 2021

NON-APPLICABLE - Strike out Title which does not apply - Subpoena or Subpoena Duces Tecum.

(OVER)

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

0300

(Rev. 8/8/11) CCCR 0066 A

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

THE PEOPLE OF THE STATE OF ILLINOIS

v.

CHET SMITH

No. 18 CR 13813

~~SUBPOENA~~ - SUBPOENA DUCES TECUM

The People of the State of Illinois to all Peace Officers in the State - GREETING:

WE COMMAND THAT YOU SUMMON Keeper of Records - Chicago Police Department

to appear to testify before the Honorable Judge Presiding
 on August 9, 2021 in Room 206, Circuit Court, 2650 South
 California Ave., Chicago, Illinois, at 9:00 a.m.

YOU ARE COMMANDED ALSO to bring the following:

Any and all reports, notes and memorandums and/or communications of any kind setting forth the telephone technology utilized by the Chicago Police Department and CPD officers including but not limited to Duszak (#10658) and Scaduto (#14650) to arrest defendant on September 8, 2018.
 See: R.D.#JB-402270, Event#1823302840, C.B.#19700193

in your possession or control.

YOUR FAILURE TO APPEAR IN RESPONSE TO THIS SUBPOENA WILL SUBJECT YOU TO PUNISHMENT FOR CONTEMPT OF THIS COURT.

Atty. No.: 54698

Name: ROBERT A. WILLIS

Atty. for: Defendant

Address: 8525 S. Stony Island Ave.

City/State/Zip: Chicago, IL 60617

Telephone: (773) 783-3200

Issued by:

Robert A. Willis

Signature

☒ Attorney☐ Clerk of Court

Date: July 27

NON-APPLICABLE - Strike out Title which does not apply - Subpoena or Subpoena Duces Tecum

(OVER)

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Chet Smith 2080808029
2700 S California
Chicago IL 60608

Legal
Mail

U.S. Clerk
219 S Dearborn
Chicago IL 60604



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UNITED STATES
MARSHALS SERVICE

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